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BEFORE THE ARIZONA CORPORATION COMMISSION

WILLIAM A. MUNDELL
Chairman
JIM IRVIN
Commissioner
MARC SPITZER
Commissioner

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AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
SOUTHWEST GAS CORPORATION FOR
APPROVAL OF ACQUISITION PLAN AND, IF
APPROPRIATE, WAIVER OF SELECTED
PROVISION OF THE AFFILIATE RULES.

DOCKET NO. G-01551A-02-0425

**STAFF'S MOTION TO STRIKE/
CLAIRIFY A PORTION OF AUIA'S
DIRECT TESTIMONY.**

The Utilities Division Staff ("Staff") of the Arizona Corporation Commission ("Commission") hereby moves to strike (or in the alternative, clarify) a specific portion of the direct testimony of Walter W. Meek filed on behalf of the Arizona Utility Investors Association, Inc. ("AUIA") in the above listed docket.

On page 2, lines 23 through 26, Mr. Meek discusses what he characterizes as a "memo" from Staff dated November 26, 2002. On all of page 3, and lines 1 through 27 of page 4, Mr. Meek discusses points included in the alleged "memo" from Staff as if the "memo" points were the proposed conditions contained in Staff's pre-filed direct testimony. The document that Mr. Meek referred to in his testimony is merely a document Staff drafted to aid in a settlement meeting held among the parties on November 27, 2002. The document dated November 26, 2002, referred to in Mr. Meek's testimony actually states within the heading the following:

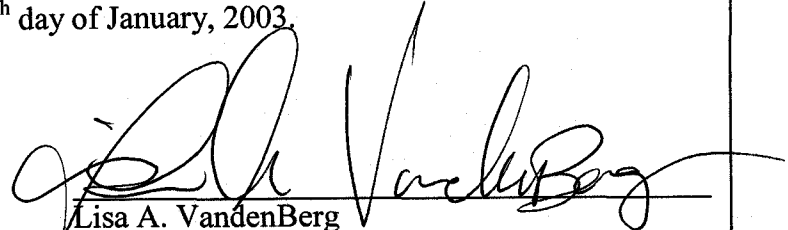
FOR SETTLEMENT DISCUSSIONS ONLY*

Please note that the following Staff recommendations were prepared with regard to the scheduled November 27, 2002 settlement discussion and is not intended for any other use nor should it be relied upon for any other purpose.

Mr. Meek's testimony should be stricken. If this testimony were allowed to remain, it would merely tend to confuse Staff's position which is clearly articulated in Staff's pre-filed direct testimony. For example, Mr. Meek's discussion of what he calls "Condition 10" states on page 4, line 16 that "Staff proposes to limit the practice of squeezing pipelines...", however, turning to Staff's direct testimony there is no discussion of such a limitation.

1 For the foregoing reasons, page2 line 23 through page 4 line 27 of Walter W. Meek's direct
2 testimony should be stricken from the record in Commission Docket No. G-01551A-0425. In the
3 alternative, Staff moves to clarify that the above listed portions of Mr. Meek's testimony speaks to a
4 document that is not a portion of this docket nor specifically included in Staff's pre-filed direct
5 testimony.

6 RESPECTFULLY SUMMITED this 6th day of January, 2003.
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13 Original and fifteen (15) copies of
14 the foregoing was filed this 6th day of
January, 2003, with:

15 Docket Control
16 Arizona Corporation Commission
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17 Phoenix, Arizona 85007

18 Copies of the foregoing was mailed
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